

231788

LAW OFFICES OF  
**LOUIS E. GITOMER, LLC.**

LOUIS E. GITOMER  
Lou@lgraillaw.com

MELANIE B. YASBIN  
Melanie@lgraillaw.com  
410-296-2225

RECEIVED  
FEB 2 2012  
MANAGEMENT  
600 BALTIMORE AVENUE, SUITE 301  
TOWSON, MARYLAND 21204-4022  
(410) 296-2250 • (202) 466-6532  
FAX (410) 332-0885

February 2, 2012

Cynthia T. Brown  
Chief of the Section of Administration, Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D.C. 20423

Re: **Docket No. AB-55 (Sub-No. 714X), CSX Transportation, Inc.—Abandonment  
Exemption—in Vermillion County, IL**

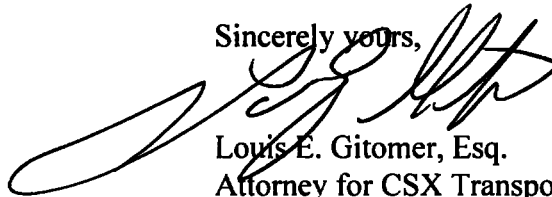
Dear Ms. Brown,

Enclosed are the original and 10 copies of a Verified Notice of Exemption for CSX Transportation, Inc. ("CSXT") to abandon an approximately 0.4-mile rail line on its Northern Region, Chicago Division, Woodland Subdivision, between milepost QSK 3.6 and milepost QSK 4.0, at the end of the track, in Danville, Vermillion County, IL. Also enclosed are a check for the filing fee of \$3,600, and a computer diskette containing the Notice in WORD and pdf format.

Please time and date stamp the additional copy of this letter and Notice and return it in the enclosed prepaid envelope.

Thank you for your assistance. If you have any questions, please contact me.

Sincerely yours,



Louis E. Gitomer, Esq.  
Attorney for CSX Transportation, Inc.

Enclosure

**FILED**  
FEB 2 - 2012  
SURFACE  
TRANSPORTATION BOARD

**FEE RECEIVED**  
FEB 2 - 2012  
SURFACE  
TRANSPORTATION BOARD

**ENTERED**  
Office of Proceedings  
FEB 2 - 2012  
Part of  
Public Record

BEFORE THE  
SURFACE TRANSPORTATION BOARD

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Docket No. AB-55 (Sub-No. 714X)

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CSX TRANSPORTATION, INC.—ABANDONMENT EXEMPTION—  
IN VERMILLION COUNTY, IL

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VERIFIED NOTICE OF EXEMPTION

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Office of Proceedings

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**Public Record**

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FEB 2 - 2012  
SURFACE  
TRANSPORTATION BOARD

**FILED**  
FEB 2 - 2012  
SURFACE  
TRANSPORTATION BOARD

Steven C. Armbrust, Esq.  
CSX Transportation, Inc.  
500 Water Street  
Jacksonville, FL 32202  
(904) 359-1229

Louis E. Gitomer, Esq.  
Melanie B. Yasbin, Esq.  
Law Offices of Louis E. Gitomer, LLC  
600 Baltimore Avenue, Suite 301  
Towson, MD 21204  
(410) 296-2250  
Lou@lgraillaw.com

Attorneys for: CSX TRANSPORTATION,  
INC.

Dated: February 2, 2012

BEFORE THE  
SURFACE TRANSPORTATION BOARD

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Docket No. AB-55 (Sub-No. 714X)

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CSX TRANSPORTATION, INC.–ABANDONMENT EXEMPTION–  
IN VERMILLION COUNTY, IL

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VERIFIED NOTICE OF EXEMPTION

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CSX Transportation, Inc. (“CSXT”) files this Verified Notice of Exemption pursuant to the class exemption at 49 C.F.R. § 1152.50 for CSXT to abandon an approximately 0.4-mile rail line on its Northern Region, Chicago Division, Woodland Subdivision, between milepost QSK 3.6 and milepost QSK 4.0, at the end of the track, in Danville, Vermillion County, IL (the “Line”). No local rail traffic has moved over the Line during the past two years. Any overhead traffic on the Line can be and has been rerouted.

Based on information in the possession of CSXT, the Line does not contain federally granted rights-of-way. Any documentation in the railroad’s possession will be made available promptly to those requesting it.

1. Proposed consummation date. The proposed consummation date is March 23, 2012.
2. Certification required by 49 C.F.R. § 1152.50(b). *See* Exhibit A.
3. Information required by 49 C.F.R. § 1152.22(a)(1) through (4), (7), and (8), and (e)(4).

(a) General.

(1) Exact name of applicant. CSX Transportation, Inc.

(2) Whether applicant is a common carrier by railroad subject to 49 U.S.C.

Subtitle IV, Chapter 105. CSXT is a common carrier by railroad subject to 49 U.S.C. Subtitle IV, Chapter 105.

(3) Relief sought. CSXT seeks to use the class exemption at 49 C.F.R. § 1152.50 to abandon an approximately 0.4-mile rail line on its Northern Region, Chicago Division, Woodland Subdivision, between milepost QSK 3.6 and milepost QSK 4.0, at the end of the track, in Danville, Vermillion County, IL. There are no stations on the Line.

(4) Map. *See* Exhibit B.

(7) Name, title, and address of representative of applicant to whom correspondence should be sent. Louis E. Gitomer, Law Offices of Louis E. Gitomer, LLC, 600 Baltimore Avenue, Suite 301, Towson, MD 21204, (410) 296-2250, Lou@lgrailaw.com.

(8) List of all United States Postal Service ZIP Codes that the line proposed for discontinuance traverses. The Line traverses U.S. Postal ZIP Code 61832.

(e) Rural and community impact.

(4) Statement of whether the properties proposed to be discontinued are appropriate for use for other public purposes, including roads and highways, other forms of mass transportation, conservation, energy production or transmission, or recreation. If the applicant is aware of any restriction on the title to the property, including any reversionary interest, which would affect the transfer of title or the use of property for other than rail purposes, this shall be disclosed.

CSXT believes that the Line is appropriate for other public purposes, specifically to accommodate the Illinois Department of Transportation in its plan calling for the removal of the

railroad bridge over I-74 to eliminate the height restrictions and to allow for future geometric improvements of the interchange between US-150 and I-74. The Line may be subject to reversionary interests.

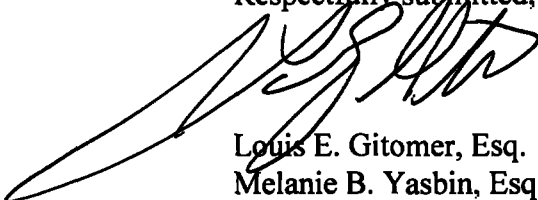
4. The level of labor protection. The interests of any railroad employees who may be adversely affected by the proposed abandonment will be adequately protected by the labor protective conditions in *Oregon Short Line R. Co. –Abandonment–Goshen*, 360 I.C.C. 91 (1979).

5. Certification. Certificates of compliance with the notice requirements of 49 C.F.R. §§ 1152.50(d)(1) and 1105.11 are attached as Exhibit C.

6. Environmental Report. See Exhibit D.

7. Historic Report. See Exhibit E.

Respectfully submitted,



Steven C. Armbrust, Esq.  
CSX Transportation, Inc.  
500 Water Street  
Jacksonville, FL 32202  
(904) 359-1229

Louis E. Gitomer, Esq.  
Melanie B. Yasbin, Esq.  
Law Offices of Louis E. Gitomer  
600 Baltimore Avenue, Suite 301  
Towson, MD 21204  
(410) 296-2250  
Lou@lgraillaw.com

Attorneys for: CSX TRANSPORTATION,  
INC.

Dated: February 2, 2012

## **EXHIBIT A-VERIFICATION AND CERTIFICATION**

**VERIFICATION AND CERTIFICATION THAT RAIL LINE MEETS  
CRITERIA OF 49 C.F.R. SECTION 1152.50(b)**

STATE OF FLORIDA                                 )  
  )  
COUNTY OF DUVAL                                )       ss.

I, Ellen M. Preslar, being duly sworn, depose and state that I am Manager Regulatory Costing for Network Rationalization of CSX Transportation, Inc. ("CSXT"); that I am authorized to make this verification; and that I have read the foregoing Notice of Exemption and know the facts asserted therein are true and accurate as stated, to the best of my knowledge, information, and belief.

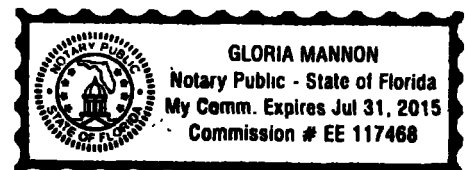
I hereby certify that no local freight traffic has moved over CSXT's 0.4-mile rail line on its Northern Region, Chicago Division, Woodland Subdivision, from Railroad Milepost QSK 3.6 to end of track at approximately Railroad Milepost QSK 4.0, in Danville, Vermilion County, Illinois, for at least two years prior to the date hereof. Since this is not a through line, no overhead freight traffic has operated; therefore, none needs to be rerouted over other lines. Further, no formal complaint filed by a user of rail service on the line (or a State or local government entity acting on behalf of such user) regarding cessation of service over the line either is pending with the Surface Transportation Board or any U.S. District Court or has been decided in favor of a complainant within the two-year period. The foregoing certification is made on behalf of CSXT by the undersigned after due and careful investigation of the matters herein certified and based on the best of the knowledge, information, and belief of the undersigned.

Ellen M. Preslar  
Ellen M. Preslar

SUBSCRIBED AND SWORN TO before me this 16<sup>th</sup> day of January 2012.

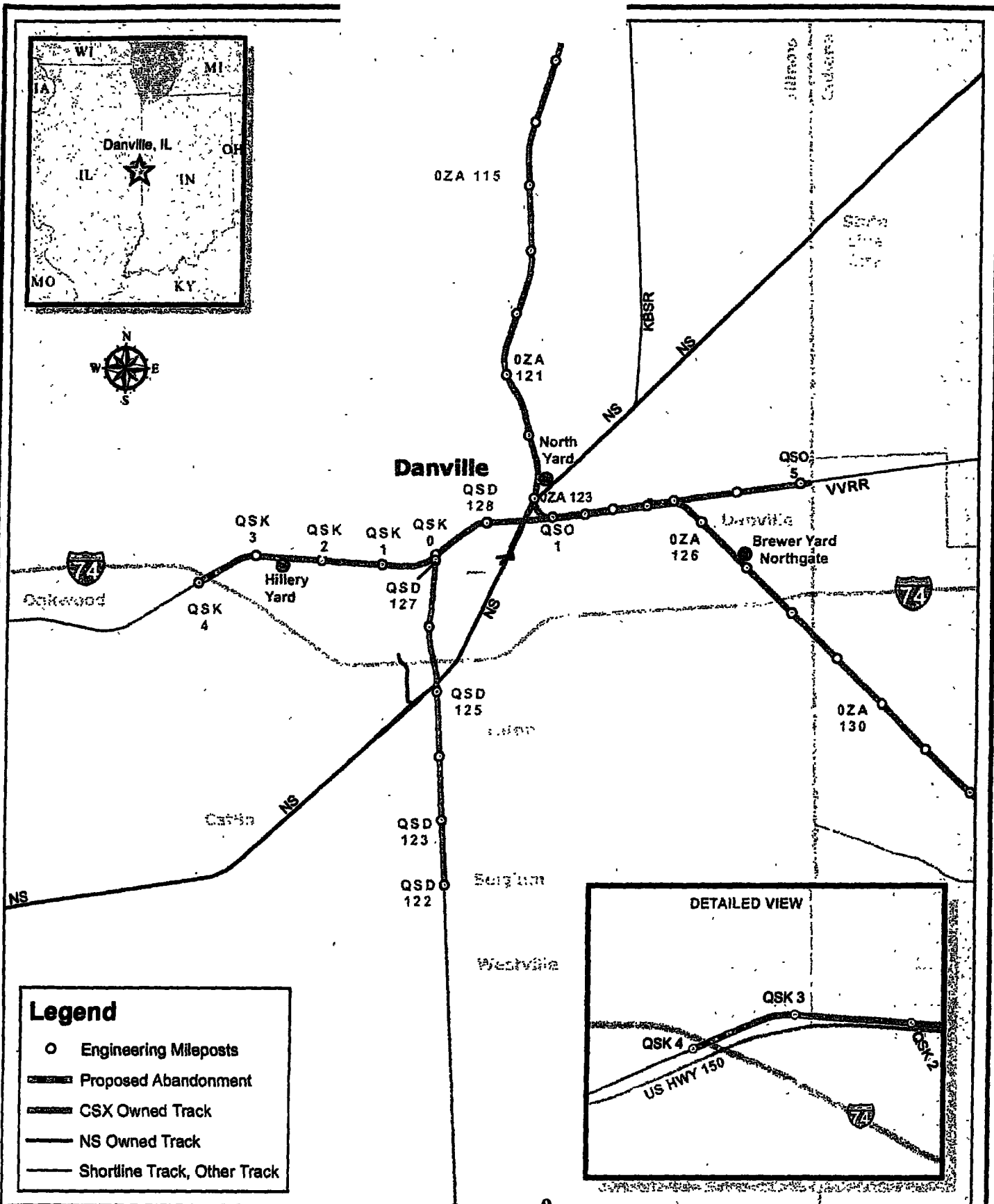
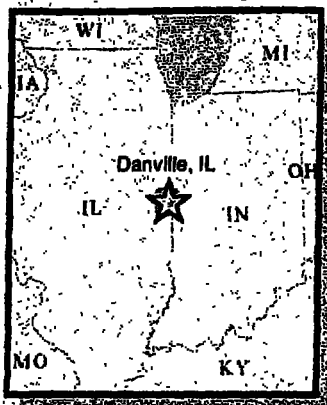
My Commission Expires: Jul 31, 2015

Gloria Mannon  
Notary Public



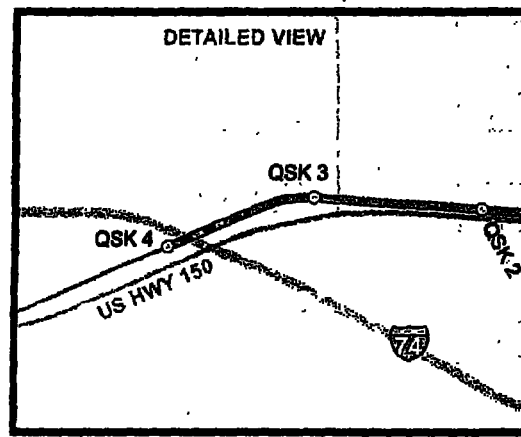
## **EXHIBIT B-MAP**





### Legend

- Engineering Mileposts
- Proposed Abandonment
- CSX Owned Track
- NS Owned Track
- Shortline Track, Other Track



Creation Date: June 21, 2011  
S:\P\17\17153\183-0062\183-1046482

### CSX Transportation, Inc. Proposed Abandonment Chicago Division- Woodland Subdivision

QSK 3.6 to QSK 4  
Total Distance of 0.4 Mile  
Danville, Vermilion County, Illinois  
STB Docket No. AB 55 (Sub-No. 714X)

0 2  
Miles

CSX Real Property, Inc.  
L-183-1046482

## **EXHIBIT C-CERTIFICATES OF SERVICE AND PUBLICATION**

Pursuant to 49 C.F.R. § 1152.50 (d) (1), the undersigned hereby certifies that notice of the proposed abandonment in Docket No. AB-55 (Sub-No. 714X) was mailed via first class mail on January 19, 2012, to the following parties:

### **State Public Service Commission**

Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, IL 62701

### **Military Traffic Management Command**

Headquarters  
Military Surface Deployment and Distribution Command  
Transportation Engineering Agency  
ATTN: SDTE-SA (Railroads for National Defense)  
709 Ward Drive, Building 1990  
Scott AFB, 62225-5357

### **National Park Service**

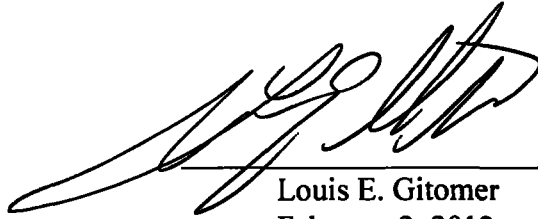
Mr. Rick Potts  
Chief, Conservation and Outdoor Recreation Division  
Rivers, Trails and Conservation Assistance Program National Park Service  
1849 C Street, N.W. (Org Code 2220)  
Washington, DC 20240

### **National Park Service**

U.S. Department of Interior  
National Park Service  
Land Resources Division  
1849 C Street, N.W.  
Washington, DC 20240

U.S. Department of Agriculture

U.S. Department of Agriculture  
Chief of the Forest Service  
1400 Independence Avenue, S.W.  
Washington, DC 20250-0003

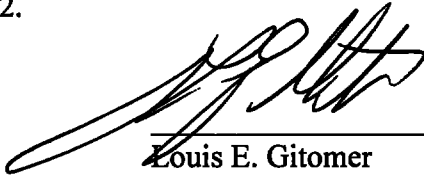


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Louis E. Gitomer  
February 2, 2012

## CERTIFICATE OF PUBLICATION

The undersigned hereby certifies that notice of the proposed abandonment in Docket No. AB-55 (Sub-No. 714X) in the following form was advertised on January 27, 2012 in The Danville Commercial News, a newspaper of general circulation in Vermillion County, IL as required by 49 C.F.R. § 1105.7(c) and .12.

  
\_\_\_\_\_  
Louis E. Gitomer  
February 2, 2012

### Notice of Intent to Abandon

CSX Transportation, Inc. ("CSXT") gives notice that on or about February 2, 2012, it intends to file with the Surface Transportation Board, Washington, DC 20423, a notice of exemption under 49 CFR 1152 Subpart F—Exempt Abandonments permitting the abandonment of an approximately 0.4-mile rail line on CSXT's Northern Region, Chicago Division, Woodland Subdivision, between milepost QSK 3.6 and milepost QSK 4.0, at the end of the line, in Danville, Vermillion County, IL. The abandonment proceeding will be docketed as No. AB-55 (Sub-No. 714X).

The Board's Office of Environmental Analysis (OEA) will generally prepare an Environmental Assessment (EA), which will normally be available 25 days after the filing of the notice of exemption. Comments on environmental and energy matters should be filed no later than 15 days after the EA becomes available to the public and will be addressed in a Board decision. Interested persons may obtain a copy of the EA or make inquiries regarding environmental matters by writing to the OEA, Surface Transportation Board, Washington, DC 20423 or by calling that office at (202) 245-0295.

Appropriate offers of financial assistance to continue rail service can be filed with the Board. Requests for environmental conditions, public use conditions, or rail banking/trails use also can be filed with the Board. An original and 10 copies of any pleading that raises matters other than environmental issues (such as trails use, public use, and offers of financial assistance) must be filed directly with the Board's Section of Administration, Office of Proceedings, 395 E Street, SW, Washington, DC 20423-0001 [See 49 CFR 1104.1(a) and 1104.3(a)], and one copy must be served on applicant's representative [See 49 CFR 1104.12(a)]. Questions regarding offers of financial assistance, public use or trails use may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at (202) 245-0238. Copies of any comments or requests for conditions should be served on the applicant's representative: Louis E. Gitomer, 600 Baltimore Avenue, Suite 301, Towson, MD 21204, (410)296-2250, Lou@lgrailaw.com.

## **EXHIBIT D– ENVIRONMENTAL REPORT**

## **ENVIRONMENTAL REPORT CERTIFICATE OF SERVICE**

Pursuant to the requirements of 49 C.F.R. § 1105.7, the undersigned hereby certifies that a copy of the Environmental Report in Docket No. AB-55 (Sub-No. 714X) was mailed via first class mail on January 11, 2012 to the following parties:

Mr. Bart Sherer  
Illinois Department of Transportation  
Railroad Coordinator Region3/District 5  
13473 IL HWY 133  
P.O. Box 610  
Paris, IL 61944

U.S. EPA  
Region 5  
Ralph Metcalfe Federal Bldg  
77 West Jackson Blvd.  
Chicago, IL 60604-3590

Illinois Department of Transportation  
Mr. Scott Arney  
District 5/Program Development  
13473 IL HWY 133, P.O. Box 610  
Paris, IL 61944-0610

Illinois EPA  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276

USDA NRCS  
2118 W. Park Court  
Champaign, IL 61821

Illinois Department of Natural Resources  
Region III Office - East Central Illinois  
15676 State Highway 54  
Clinton, IL 61727

Illinois Soil & Water  
Conservation Districts  
Vermilion County  
1905-A U.S. Route 150  
Danville, IL 61832

US Fish and Wildlife  
Midwest Regional Office  
BHW Federal Building  
One Federal Drive  
Fort Snelling, MN 55111-4056


U.S. Army Corp of Engineers  
Rock Island District  
Clock Tower Building  
P.O. Box 2004  
Rock Island, IL 61204-2004

Vermilion County Board  
Mr. Jim McMahon County Board Chairman  
6 North Vermilion Street  
Courthouse Annex-3rd Floor  
Danville, Illinois 61832

City of Danville, Illinois  
Planning & Economic Development  
Division  
Mr. John Heckler-Director  
17 W. Main Street  
Danville, Illinois 61832

National Park Service  
601 Riverfront Drive  
Omaha, NE 68102-4226

National Geodetic Survey  
[Simon.Monroe@noaa.gov](mailto:Simon.Monroe@noaa.gov)



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Louis E. Gitomer  
February 2, 2012

# **ENVIRONMENTAL REPORT**

## **CSX TRANSPORTATION, INC. Danville, Vermillion County, Illinois Docket AB-55 (Sub-No. 714X)**

The following information is provided in accordance with 49 C.F.R. Section 1105.7:

**Describe the proposed action, including commodities transported, the planned disposition (if any) of any rail line and other structures that may be involved, and any possible changes in current operations or maintenance practices. Also describe any reasonable alternatives to the proposed action. Include a readable, detailed map and drawings clearly delineating the project.**

CSXT proposes to abandon approximately 0.4 miles of its rail line known as the Pekin Running Track from Railroad Milepost QSK 3.6 to the end of track at approximate Milepost QSK 4.0 in Danville, Vermillion County, Illinois.

The above referenced 0.4-mile line has not generated any originating or terminating traffic in over 2 years.

Abandonment of this line will result in the removal of the rail, cross-ties, and possibly the upper layer of ballast. CSXT does not intend to disturb any sub grade or sub grade structures. Finally, the operations and maintenance of this line will cease.

The only alternative would be not to abandon and to pass the opportunity costs of retaining the line to all other CSXT customers. This would not be a prudent utilization of carrier resources.

Two maps which delineate the proposed project are attached. (See Attachments 1 and 2)

Further attached is a distribution list of all parties who have received a copy of this report. (See Attachment 3)



**Describe the effects of the proposed action on regional or local transportation systems and patterns. Estimate the amount of traffic (passenger or freight) that will be diverted to other transportation systems or modes as a result of the proposed action.**

There is no passenger or freight traffic on this line. Since there has not been any traffic on this line in over 2 years, there will be no effect on existing regional or local transportation systems or patterns.

- (i) Based on consultation with local and/or regional planning agencies and/or a review of the official planning documents prepared by such agencies, state whether the proposed action is consistent with existing land use plans. Describe any inconsistencies.**

Applicant has not received a response to its December 16, 2011 inquiries to Vermillion County Board or the City of Danville Planning & Economic Development Division requesting information regarding this statement. (See Attachments 4 and 5)

Based on the fact that the line has not generated any traffic in over 2 years, Applicant believes the proposed action is not inconsistent with local land use plans.

- (ii) Based on consultation with the U. S. Soil Conservation Service, state the effect of the proposed action on any prime agricultural land.**

Applicant received a response dated December 27, 2011 from Natural Resources Conservation Service stating *"The proposed railroad bridge abandonment would be confined to an existing rail corridor and will have no impact on prime or important farmlands."* (See Attachment 6)

- (iii) If the action affects land or water uses within a designated coastal zone, include the coastal zone information required by 1105.9.**

Applicant has not received a response to its December 16, 2011 inquiry to the Illinois Soil & Water Conservation districts, Vermillion County, requesting information regarding this statement. (See Attachment 7)

Applicant feels that the simple removal of track material should not have an adverse impact on any coastal zone, land or water uses.

- (iv) If the proposed action is an abandonment, state whether or not the right of way is suitable for alternative public use under 49 U.S.C. 10906 and explain why.

The properties proposed to be abandoned may be suitable for other public purposes, but may be subject to reversionary interests that may affect transfer of title for other than rail purposes.

- (i) Describe the effect of the proposed action on transportation of energy resources.

The proposed action will have no effect on the movement and/or recovery of energy resources.

- (ii) Describe the effect of the proposed action on recyclable commodities.

The proposed action will have no effect on the movement and/or recovery of recyclable commodities.

- (iii) State whether the proposed action will result in an increase or decrease in overall energy efficiency and explain why.

The proposed action will not result in an increase or decrease in overall energy efficiency.

- (iv) If the proposed action will cause diversions from rail to motor carriage of more than: (A) 1,000 rail carloads a year; or (B) an average of 50 rail carloads per mile per year for any part of the affected line, quantify the resulting net change in energy consumption and show the data and methodology used to arrive at the figure given.

There will be no diversion of rail traffic to motor carriage.

- (i) If the proposed action will result in either: (A) an increase in rail traffic of at least 100% (measured in gross ton miles annually) or an increase of at least eight trains a day on any segment of rail line affected by the proposal, or (B) an increase in rail yard activity of at least 100% (measured by carload activity), or (C) an average increase in truck traffic of more than 10% of the average daily traffic or 50 vehicles a day on any affected road segment, quantify the anticipated effect on air emissions.

The above thresholds will not be exceeded.

- (ii) If the proposed action affects a class I or non-attainment area under the Clean Air Act; and will it result in either: (A) an increase in rail traffic of a least 50% (measured in gross ton miles annually) or an increase of at least three trains a day on any segment of rail line, or (B) an increase in rail yard activity of a least 20% (measured by carload activity), or (C) an average increase in truck traffic of more than 10% of the average daily traffic or 50 vehicles a day on a given road segment, then state whether any expected increased emissions are within the parameters established by the State Implementation Plan.

The above thresholds will not be exceeded.

- (iii) If transportation of ozone depleting materials (such as nitrogen oxide and freon) is contemplated, identify: the materials and quantity, the frequency of service; safety practices (including any speed restriction); the applicant's safety record (to the extent available) on derailments, accidents and spills; contingency plans to deal with accidental spills; and the likelihood of an accidental release of ozone depleting materials in the event of a collision or derailment.

Not applicable.

If any of the thresholds identified in item (5)(i) of this section are surpassed, state whether the proposed action will cause: (i) an incremental increase in noise levels of three decibels Ldn or more, or (ii) an increase to a noise level of 65 decibels Ldn or greater. If so, identify sensitive receptors (e.g., schools, libraries, hospitals, residences, retirement communities, and nursing homes) in the project area, and quantify the noise increase for these receptors if the thresholds are surpassed.

The above thresholds will not be exceeded.

- (i) Describe any effects of the proposed action on public health and safety (including vehicle delay time at railroad grade crossings).

Applicant believes that the abandonment will result in improvement to public safety by the planned geometric changes to the existing highway interchange by the Illinois Department of Transportation.

- (ii) If hazardous materials are expected to be transported, identify: the materials and quantity; the frequency of service; whether chemicals are being transported that, if mixed, could react to form more hazardous compounds; safety practices (including any speed restrictions); the

applicant's safety record (to the extent available) on derailments, accidents and hazardous spills; the contingency plans to deal with accidental spills; and the likelihood of an accidental release of hazardous materials.

Not applicable.

- (iii) If there are any known hazardous waste sites or sites where there have been known hazardous material spills on the right of way, identify the location of those sites and the types of hazardous materials involved.

Applicant's records do not indicate any known hazardous material spills or hazardous waste sites.

**W. BIOLOGICAL AND SOCIAL EFFECTS**

- (i) Based on consultation with the U. S. Fish and Wildlife Service, state whether the proposed action is likely to adversely affect endangered or threatened species or areas designated as a critical habitat, and if so, describe the effects.

Applicant has not received a response to its December 16, 2011 inquiry to the U.S. Fish and Wildlife Service in Fort Snelling, MN requesting information regarding this statement. (See Attachment 8)

Based upon Applicant's intention to remove only the track material and the upper layer of ballast, we do not believe that any federally endangered or threatened species will be negatively affected or critical habitats modified if the line is abandoned.

- (ii) State whether wildlife sanctuaries or refuges, National or State parks or forests will be affected, and describe any effects.

Applicant has not received a response to its December 16, 2011 inquiry to the Illinois Department of Natural Resources Region III-East Central Illinois or from the National Park Service in Omaha, NE requesting information regarding this statement. (See Attachment 9 & 10)

Based upon Applicant's review of the area, the line is not within any wildlife sanctuaries or refuges, National or State parks or forests.

- (I) Based on consultation with State water quality officials, state whether the proposed action is consistent with applicable Federal, State or local water quality standards. Describe any inconsistencies.**

Applicant has not received a response to its December 16, 2011 inquiry to the Illinois EPA in Springfield, Illinois requesting information regarding this statement. (See Attachment 11)

Applicant does not contemplate any action known to be inconsistent with federal, state and/or local water quality standards. Any necessary permits or applications will be obtained as well as compliance with conditions or procedures required by regulatory agencies.

- (II) Based on consultation with the U. S. Army Corps of Engineers, state whether permits under Section 404 of the Clean Water Act (33 U.S.C. 1344) are required for the proposed action and whether any designated wetlands or 100-year flood plains will be affected. Describe the effects.**

Applicant has not received a response to its December 16, 2011 inquiry to the U.S. Army Corps of Engineers in Rock Island, Illinois requesting information regarding this statement. (See Attachment 12)

Applicant is not aware of any designated wetlands or 100-year flood plains within the proposed project.

Upon receiving abandonment authority, removal of material will be accomplished by use of the right of way for access, along with existing public and private crossings, and no new access roads are contemplated. Applicant does not intend to disturb any of the underlying road-bed or perform any activities that would cause sedimentation or erosion of the soil, and does not anticipate any dredging or use of fill in the removal of the track material. The crossties and/or other debris will be transported away from the rail line and will not be discarded along the right of way nor be placed or left in streams or wetlands, or along the banks of such waterways. Also, during track removal, appropriate measures will be implemented to prevent or control spills from fuels, lubricants or any other pollutant materials from entering any waterways. Based upon this course of action, Applicant does not believe a permit under Section 404 of the Clean Water Act will be required.

- (iii) **State whether permits under Section 402 of the Clean Water Act (33 U.S.C. 1342) are required for the proposed action. (Applicants should contact the U. S. Environmental Protection Agency or the state environmental protection or equivalent agency if they are unsure whether such permits are required).**

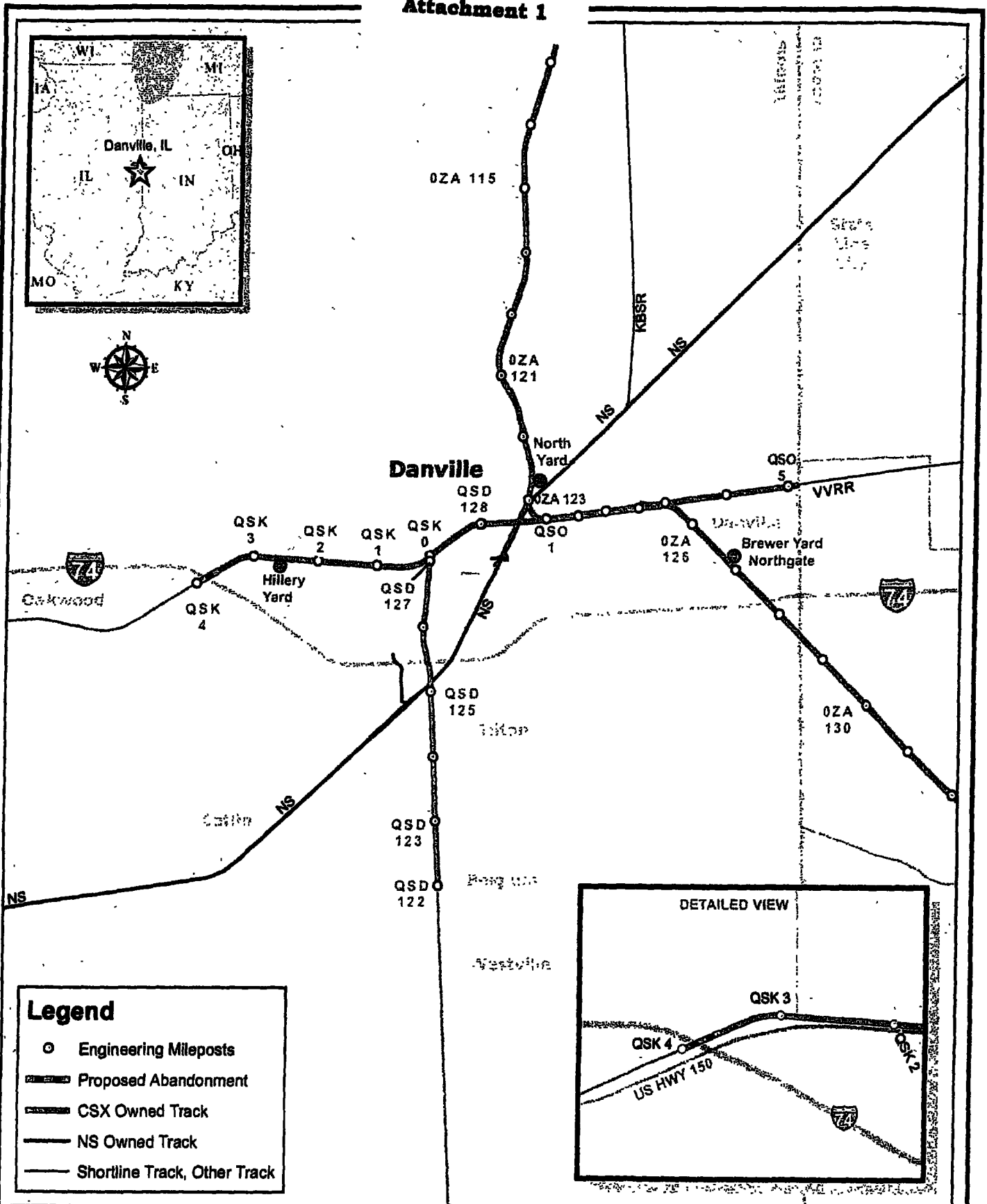
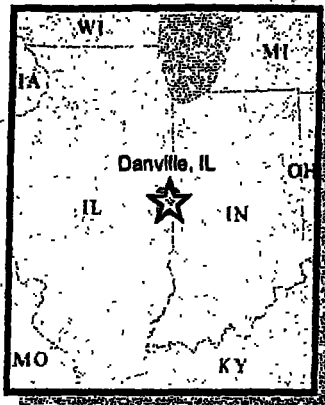
Applicant has not received a response to its December 16, 2011 inquiry to the U.S. EPA Region 5 Office in Chicago, Illinois requesting information regarding this statement. (See Attachment 13)

Based upon the course of action described in Section 9 (ii), Applicant does not believe a permit under Section 402 of the Clean Water Act will be required.

**Describe any actions that are proposed to mitigate adverse environmental impacts, indicating why the proposed mitigation is appropriate.**

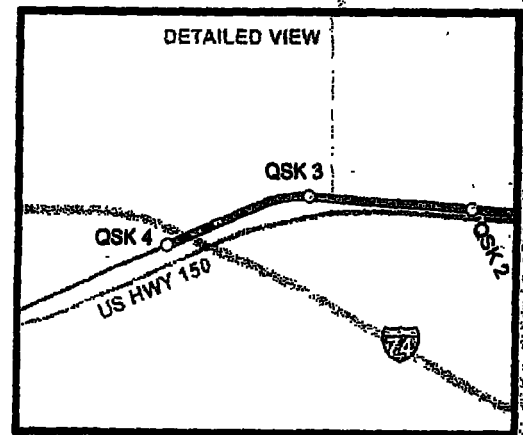
Applicant does not believe there will be any adverse environmental impacts in the project area as a result of this abandonment. However, Applicant will comply with reasonable State and Federal regulations and obtain any necessary permits required.

# Attachment 1



## Legend

- Engineering Mileposts
- Proposed Abandonment
- CSX Owned Track
- NS Owned Track
- Shortline Track, Other Track



Creation Date: June 21, 2011  
 SUPPWL17UL183183-0082UL-183-1048482

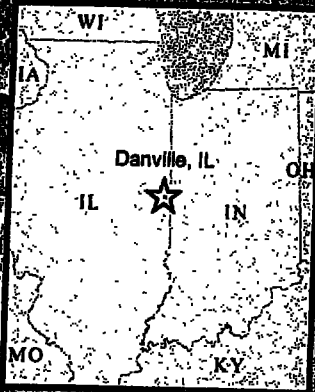
## CSX Transportation, Inc. Proposed Abandonment Chicago Division-Woodland Subdivision

QSK 3.6 to QSK 4  
 Total Distance of 0.4 Mile  
 Danville, Vermillion County, Illinois  
 STB Docket No. AB 55 (Sub-No. 714X)



CSX Real Property, Inc.  
 IL-183-1048482

# Attachment 2



**QSK3**




Begin Abandonment  
Milepost QSK 3.6

74

**QSK4**

End Abandonment  
Milepost QSK 4

## Legend

-  Engineering Mileposts
-  Abandoned Track
-  CSX Owned Track



Creation Date: June 21, 2011  
S:\P\NL\174\183\183-0062\1-183-1048492

**CSX Transportation, Inc. Proposed Abandonment  
Nashville Division - Danville Terminal Subdivision**  
QSK 3.6 to QSK 4  
Total Distance of 0.2 Mile  
Danville, Vermillion County, Illinois  
STB Docket No. AB 55 (Sub-No. 714X)

0 1,000  
Feet

CSX Real Property, Inc.  
IL-183-1048492



### **Attachment 3**

#### **CSXT Abandonment External Distribution List Vermillion County, Danville, Illinois**

**Mr. Bart Sherer  
Illinois Department of Transportation  
Railroad Coordinator Region 3/District 5  
13473 IL HWY 133  
P.O. Box 610  
Paris, IL 61944**

**U.S. EPA  
Region 5  
Ralph Metcalfe Federal Bldg  
77 West Jackson Blvd.  
Chicago, IL 60604-3590**

**Illinois Department of Transportation  
Mr. Scott Arney  
District 5/Program Development  
13473 IL HWY 133, P.O. Box 610  
Paris, IL 61944-0610**

**Illinois EPA  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276**

**USDA NRCS  
2118 W. Park Court  
Champaign, IL 61821**

**Illinois Department of Natural Resources  
Region III Office - East Central Illinois  
15676 State Highway 54  
Clinton, IL 61727**

**Illinois Soil & Water  
Conservation Districts  
Vermillion County  
1905-A U.S. Route 150  
Danville, IL 61832**

**US Fish and Wildlife  
Midwest Regional Office  
BHW Federal Building  
One Federal Drive  
Fort Snelling, MN 55111-4056**

**U.S. Army Corp of Engineers  
Rock Island District  
Clock Tower Building  
P.O. Box 2004  
Rock Island, IL 61204-2004**

**Vermillion County Board  
Mr. Jim McMahon County Board Chairman  
6 North Vermillion Street  
Courthouse Annex-3rd Floor  
Danville, Illinois 61832**

**City of Danville, Illinois  
Planning & Economic Development Division  
Mr. John Hecker-Director  
17 W. Main Street  
Danville, Illinois 61832**

**Natural Park Service  
601 Riverfront Drive  
Omaha, NE 68102-4226**

**Ms. Anne E. Haaker  
Deputy State Historic Preservation Officer  
Preservation Services Division  
Illinois Historic Preservation Agency  
1 Old State Capitol Plaza  
Springfield, Illinois 62701-1507**

**Attachment 4**



800 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3823  
FAX: (904) 279-3822  
E-Mail: Jo\_Burroughs@csx.com

**Jo Ann Burroughs**  
**Manager Network Services**

**December 16, 2011**

**Vermilion County Board**  
**Mr. Jim McMahon County Board Chairman**  
**6 North Vermilion Street**  
**Courthouse Annex-3<sup>rd</sup> Floor**  
**Danville, IL 61832**

**Dear Mr. McMahon:**

Please be advised that CSX Transportation, Inc. is considering abandonment of a portion of its rail line from Railroad Milepost QSK 3.8 to the end of track at Railroad Milepost QSK 4.0, a distance of 0.2 mile known as the Pekin Running Track in Danville, Vermilion County, Illinois, as depicted on the attached map.

The intention of the proposed action is to salvage the track and accommodate the Illinois Department of Transportation in its plan calling for the removal of the railroad bridge over I-74 to eliminate the height restrictions and to allow for future geometric improvements of the interchange between US-150 and I-74.

This action requires Surface Transportation Board approval, and Federal Regulations 49 C.F.R. 1105.7(3) (i) requires that CSXT develop a response to the following statement:

"Based on consultation with local and/or regional planning agencies and/or a review of the official planning documents prepared by such agencies, state whether the proposed action is consistent with existing land use plans. Describe any inconsistencies."

CSXT would appreciate your comments regarding current and future land use in relationship to the rail line.

As further information, CSXT will provide a preliminary environmental report in the coming weeks which will outline the scope of the proposed activity and include any comments received from your office. This environmental report can be sent electronically by email or through the United States Postal Service (USPS). Please email Jo\_Burroughs@csx.com if you wish to receive the report electronically. If we do not receive notification, it will be mailed via USPS.

Enclosed is a distribution list of all parties that have been copied on the proposed action. If you have any questions, please feel free to call or email me.

Sincerely,

A handwritten signature in black ink, appearing to read "Jo Ann Burroughs", is written over a horizontal line.

**Jo Ann Burroughs**

**Attachments**



500 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3823  
FAX: (904) 279-3802  
E-Mail: Jo\_Burroughs@csx.com

Jo Ann Burroughs  
Manager Network Services

December 16, 2011

Mr. John Heckler-Director  
City of Danville Illinois  
Planning & Economic Development Division  
17 W. Main Street  
Danville, Illinois 61832

Dear Mr. Heckler:

Please be advised that CSX Transportation, Inc. is considering abandonment of a portion of its rail line from Railroad Milepost QSK 3.8 to the end of track at Railroad Milepost QSK 4.0, a distance of 0.2 mile known as the Pekin Running Track in Danville, Vermilion County, Illinois, as depicted on the attached map.

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Sincerely,

A handwritten signature in black ink, appearing to read "Jo Ann Burroughs".  
Jo Ann Burroughs

Attachments



Natural Resources Conservation Service  
2118 West Park Court  
Champaign, IL 61821  
Phone: 217/353-6600  
Fax: 217/353-6676

**Attachment 6**

**December 27, 2011**

**Ms. Jo Ann Burroughs  
Manager Network Services  
CSX Transportation Inc.  
500 Water Street - J200  
Jacksonville, FL 32202**

**Re: Prime Agricultural Land Assessment, Pekin Running Track Abandonment, Vermillion  
County, Illinois**

**Dear Ms. Burroughs:**

**We have reviewed the proposed project as requested.**

**The proposed railroad bridge abandonment would be confined to an existing rail corridor. It will  
have no impact on prime or important farmlands.**

**Sincerely,**

A handwritten signature in black ink, appearing to read "William J. Gradle", is written over the typed name.

**WILLIAM J. GRADLE  
State Conservationist**

**cc:**

**Angela Biggs, ASTC, USDA-NRCS, 6021 Development Drive, Suite 3, Charleston, IL 61820  
Erin M. Busscher, DC, USDA-NRCS, 1905A U.S. Route 150, Danville, IL 61832  
Gary Struben, State Soil Scientist, USDA-NRCS, 2118 West Park Court, Champaign, IL 61821**

**TP:pekin\_running\_track\_vermillion\_county.doc**

**Attachment 7**



600 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3823  
FAX: (904) 279-3802  
E-Mail: Jo\_Burroughs@csx.com

**Jo Ann Burroughs**  
**Manager Network Services**

**December 16, 2011**

**Illinois Soil & Water Conservation Districts**  
**Vermilion County**  
**1905-A US Route 150**  
**Danville, IL 61832**

**Dear Sir/Madam:**

**Please be advised that CSX Transportation, Inc. is considering abandonment of a portion of its rail line from Railroad Milepost QSK 3.8 to the end of track at Railroad Milepost QSK 4.0, a distance of 0.2 mile known as the Pekin Running Track in Danville, Vermilion County, Illinois, as depicted on the attached map.**

**The intention of the proposed action is to salvage the track and accommodate the Illinois Department of Transportation in its plan calling for the removal of the railroad bridge over I-74 to eliminate the height restrictions and to allow for future geometric improvements of the interchange between US-150 and I-74.**

**This action requires Surface Transportation Board approval and Federal Regulations 49 C.F.R. 1105.7 (9) (i) and (iii) require that CSXT develop a response to the following statements:**

**(i) "Based on consultation with State Water quality officials, state whether the proposed action is consistent with applicable Federal, State or local water quality standards. Describe any inconsistencies."**

**(iii) "State whether permits under Section 402 of the Clean Water Act 33 U.S.C. 1342 are required for the proposed action."**

**There are no refueling or maintenance areas within the project area. The removal or repair of CSXT's rail material will be accomplished by use of the right of way for access, along with existing public and private crossings, and no new access roads are contemplated. CSXT does not intend to disturb any of the underlying roadbeds and do not anticipate any dredging or use of fill in the removal or repair of the track material. The crossties and/or other debris will be transported away from the rail line and will not be discarded along the right of way, nor be placed or left in streams or wetlands, or along the banks of such waterways. During track removal or repair, appropriate measures will be implemented to prevent or control spills from fuels, lubricants or any other pollutant materials from entering any watercourses.**



500 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3823  
FAX: (904) 279-3802  
E-Mail: Jo\_Burroughs@csx.com

Jo Ann Burroughs  
Manager Network Services

Based upon the above described actions, CSXT would appreciate receiving your concurrence with its position that the proposed project is consistent with applicable Federal, State and local water quality standards, and that no permits under Section 402 are required at this time.

As further information, CSXT will provide a preliminary environmental report in the coming weeks which will outline the scope of the proposed activity and include any comments received from your office. This environmental report can be sent electronically by email or through the United States Postal Service (USPS). Please email Jo\_Burroughs@csx.com if you wish to receive the report electronically. If we do not receive notification, it will be mailed via USPS.

Enclosed is a distribution list of all parties that have been copied on the proposed action. If you have any questions, please feel free to call or email me.

Sincerely,

  
Jo Ann Burroughs

Attachment

**Attachment 8**



500 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3333  
FAX: (904) 279-3302  
E-Mail: Jo\_Burroughs@csx.com

Jo Ann Burroughs  
Manager Network Services

December 16, 2011

U.S. Fish and Wildlife Service  
Midwest Regional Office  
BHW Federal Building  
One Federal Drive  
Fort Snelling, MN 55111-4056

Dear Sir/Madam:

Please be advised that CSX Transportation, Inc. is considering abandonment of a portion of its rail line from Railroad Milepost QSK 3.8 to the end of track at Railroad Milepost QSK 4.0, a distance of 0.2 mile known as the Pekin Running Track in Danville, Vermilion County, Illinois, as depicted on the attached map.

The purpose of the proposed action is to abandon the track and accommodate the Illinois Department of Transportation. The ILDOT would like to remove the railroad bridge over I-74 to eliminate the height restrictions and to allow for future geometric improvements of the interchange between US-150 and I-74.

The action requires Surface Transportation Board approval and Federal Regulations 49 C.F.R. 1105.7 (8) (i) and (ii) require that CSXT develop responses to the following statements:

- (i) Based on consultation with the U. S. Fish and Wildlife Service state whether the proposed action is likely to adversely affect endangered or threatened species or areas designated as a critical habitat, and if so, describe the effects.
- (ii) State whether wildlife sanctuaries or refuges, National or State parks or forests will be affected, and describe any effects.

The removal or repair of CSXT's rail material will be accomplished by use of the right of way for access, along with existing public and private crossings, and no new access roads are contemplated. CSXT does not intend to disturb any of the underlying roadbeds and do not anticipate any dredging or use of fill in the removal of the track material. The crossties and/or other debris will be transported away from the rail line and will not be discarded along the right of way, nor be placed or left in streams or wetlands, or along the banks of such waterways. During track removal, appropriate measures will be implemented to prevent or control spills from fuels, lubricants or any other materials from entering any watercourses.



600 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3823  
FAX: (904) 279-3802  
E-Mail: Jo\_Burroughs@csx.com

**Jo Ann Burroughs**  
Manager Network Services

Based upon the above described actions, CSXT would appreciate your concurrence in its position that there would be no adverse impact to any federally-listed endangered or threatened species, critical habitats, wildlife sanctuaries or refuges, National or State parks, or forests.

As further information, CSXT will provide a preliminary environmental report in the coming weeks which will outline the scope of the proposed activity and include any comments received from your office. This environmental report can be sent electronically by email or through the United States Postal Service (USPS). Please email Jo\_Burroughs@csx.com if you wish to receive the report electronically. If we do not receive notification, it will be mailed via USPS.

Enclosed is a distribution list of all parties that have been copied on the proposed action. If you have any questions, please feel free to call or email me.

Sincerely,

A handwritten signature in black ink, appearing to read "Jo Ann Burroughs", is written over a printed name.

**Jo Ann Burroughs**

Attachment





600 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3623  
FAX: (904) 279-3622  
E-Mail: Jo\_Burroughs@csx.com

**Jo Ann Burroughs**  
Manager Network Services

December 16, 2011

Illinois Department of Natural Resources  
Region III- East Central Illinois  
15676 State Highway 54  
Clinton, IL 61727

Dear Sir/Madam:

Please be advised that CSX Transportation, Inc. is considering abandonment of a portion of its rail line from Railroad Milepost QSK 3.8 to the end of track at Railroad Milepost QSK 4.0, a distance of 0.2 mile known as the Pekin Running Track in Danville, Vermilion County, Illinois, as depicted on the attached map.

The intention of the proposed action is to salvage the track and accommodate the Illinois Department of Transportation in its plan calling for the removal of the railroad bridge over I-74 to eliminate the height restrictions and to allow for future geometric improvements of the interchange between US-150 and I-74.

This action requires Surface Transportation Board approval, and Federal Regulations 49 C.F.R. 1105.7(3) (f) requires that CSXT develop a response to the following statement:

"Based on consultation with local and/or regional planning agencies and/or a review of the official planning documents prepared by such agencies, state whether the proposed action is consistent with existing land use plans. Describe any inconsistencies."

CSXT would appreciate your comments regarding current and future land use in relationship to the rail line.

As further information, CSXT will provide a preliminary environmental report in the coming weeks which will outline the scope of the proposed activity and include any comments received from your office. This environmental report can be sent electronically by email or through the United States Postal Service (USPS). Please email Jo\_Burroughs@csx.com if you wish to receive the report electronically. If we do not receive notification, it will be mailed via USPS.

Enclosed is a distribution list of all parties that have been copied on the proposed action. If you have any questions, please feel free to call or email me.

Sincerely,

A handwritten signature in black ink, appearing to read "Jo Ann Burroughs".

Jo Ann Burroughs

Attachments



500 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3823  
FAX: (904) 279-3802  
E-Mail: Jo\_Burroughs@csx.com

Jo Ann Burroughs  
Manager Network Services

December 16, 2011

Natural Park Service  
601 Riverfront Drive  
Omaha, NE 68102-4426

Dear Sir/Madam:

Please be advised that CSX Transportation, Inc. is considering abandonment of a portion of its rail line from Railroad Milepost QSK 3.8 to the end of track at Railroad Milepost QSK 4.0, a distance of 0.2 mile known as the Pekin Running Track in Danville, Vermillion County, Illinois, as depicted on the attached map.

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This action requires Surface Transportation Board approval, and Federal Regulations 49 C.F.R. 1105.7(3) (i) requires that CSXT develop a response to the following statement:

"Based on consultation with local and/or regional planning agencies and/or a review of the official planning documents prepared by such agencies, state whether the proposed action is consistent with existing land use plans. Describe any inconsistencies."

CSXT would appreciate your comments regarding current and future land use in relationship to the rail line.

As further information, CSXT will provide a preliminary environmental report in the coming weeks which will outline the scope of the proposed activity and include any comments received from your office. This environmental report can be sent electronically by email or through the United States Postal Service (USPS). Please email Jo\_Burroughs@csx.com if you wish to receive the report electronically. If we do not receive notification, it will be mailed via USPS.

Enclosed is a distribution list of all parties that have been copied on the proposed action. If you have any questions, please feel free to call or email me.

Sincerely,

A handwritten signature in black ink that reads "Jo Ann Burroughs". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.  
Jo Ann Burroughs

Attachments



600 Water Street - J300  
Jacksonville, FL 32202  
Phone: (904) 279-3833  
FAX: (904) 279-3902  
E-Mail: Jo\_Burroughs@csx.com

Jo Ann Burroughs  
Manager Network Services

December 16, 2011

Illinois EPA  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, IL 62794-9276

Dear Sir/Madam:

Please be advised that CSX Transportation, Inc. is considering abandonment of a portion of its rail line from Railroad Milepost QSK 3.8 to the end of track at Railroad Milepost QSK 4.0, a distance of 0.2 mile known as the Pekin Running Track in Danville, Vermilion County, Illinois, as depicted on the attached map.

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This action requires Surface Transportation Board approval and Federal Regulations 49 C.F.R. 1105.7 (9) (i) and (iii) require that CSXT develop a response to the following statements:

(i) "Based on consultation with State Water quality officials, state whether the proposed action is consistent with applicable Federal, State or local water quality standards. Describe any inconsistencies."

(iii) "State whether permits under Section 402 of the Clean Water Act 33 U.S.C. 1342 are required for the proposed action."

There are no refueling or maintenance areas within the project area. The removal or repair of CSXT's rail material will be accomplished by use of the right of way for access, along with existing public and private crossings, and no new access roads are contemplated. CSXT does not intend to disturb any of the underlying roadbeds and do not anticipate any dredging or use of fill in the removal or repair of the track material. The crossties and/or other debris will be transported away from the rail line and will not be discarded along the right of way, nor be placed or left in streams or wetlands, or along the banks of such waterways. During track removal or repair, appropriate measures will be implemented to prevent or control spills from fuels, lubricants or any other pollutant materials from entering any watercourses.



800 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3833  
FAX: (904) 279-3902  
E-Mail: Jo\_Burroughs@csx.com

**Jo Ann Burroughs**  
Manager Network Services

Based upon the above described actions, CSXT would appreciate receiving your concurrence with its position that the proposed project is consistent with applicable Federal, State and local water quality standards, and that no permits under Section 402 are required at this time.

As further information, CSXT will provide a preliminary environmental report in the coming weeks which will outline the scope of the proposed activity and include any comments received from your office. This environmental report can be sent electronically by email or through the United States Postal Service (USPS). Please email Jo\_Burroughs@csx.com if you wish to receive the report electronically. If we do not receive notification, it will be mailed via USPS.

Enclosed is a distribution list of all parties that have been copied on the proposed action. If you have any questions, please feel free to call or email me.

Sincerely,

A handwritten signature in black ink, appearing to read "Jo Ann Burroughs", is written over a printed name.

**Jo Ann Burroughs**

Attachment



600 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3623  
FAX: (904) 279-3602  
E-Mail: Jo\_Burroughs@csx.com

Jo Ann Burroughs  
Manager Network Services

December 16, 2011

U.S. Army Corps of Engineers  
Rock Island District  
Clock Tower Building  
P.O. Box 2004  
Rock Island, IL 61204-2004

Dear Sir/Madam:

Please be advised that CSX Transportation, Inc. is considering abandonment of a portion of its rail line from Railroad Milepost QSK 3.8 to the end of track at Railroad Milepost QSK 4.0, a distance of 0.2 mile known as the Pekin Running Track in Danville, Vermilion County, Illinois, as depicted on the attached map.

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This action requires Surface Transportation Board approval and Federal Regulations 49 C.F.R. 1105.7(9) (ii) require that CSXT develop a response to the following statement:

"Based on consultation with the U. S. Army Corps of Engineers, state whether permits under Section 404 of the Clean Water Act (33 U.S.C. 1344) are required for the proposed action and whether any designated wetlands or 100 year flood plains will be affected. Describe the effects."

It is CSXT's opinion that there will be no impact on designated wetlands or 100-year flood plains because our intent at this time is to only remove or repair CSXT's metal track material, crossties and perhaps the upper layer of ballast, and to preserve the existing routes of water flow and drainage. CSXT does not intend to disturb any of the underlying roadbeds or perform any activities that would cause sedimentation or erosion of the soil, and CSXT does not anticipate any dredging or use of fill in the removal or repair of the track material. The track removal or repair will be accomplished by use of the right of way for access, along with existing public and private crossings, and no new access roads are contemplated. The crossties and/or other debris will be transported away from the rail line and will not be discarded along the right of way, nor be placed or left in streams or wetlands, or along the banks of such waterways.

Based upon the above described actions, CSXT would appreciate your concurrence in its position that there would be no adverse impact on wetlands or 100-year flood plains, and that no permits under Section 404 will be required.



500 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3923  
FAX: (904) 279-3922  
E-Mail: Jo\_Burroughs@csx.com

**Jo Ann Burroughs**  
**Manager Network Services**

As further information, CSXT will provide a preliminary environmental report in the coming weeks which will outline the scope of the proposed activity and include any comments received from your office. This environmental report can be sent electronically by email or through the United States Postal Service (USPS). Please email Jo\_Burroughs@csx.com if you wish to receive the report electronically. If we do not receive notification, it will be mailed via USPS.

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Sincerely,

A handwritten signature in black ink, appearing to read "Jo Ann Burroughs", is written over a faint, dotted grid background.

Jo Ann Burroughs

Attachment



**Attachment 13**

500 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3623  
FAX: (904) 279-3602  
E-Mail: Jo\_Burroughs@csx.com

**Jo Ann Burroughs**  
**Manager Network Services**

**December 16, 2011**

**U.S. EPA**  
**Region 5**  
**Ralph Metcalfe Federal Bldg**  
**77 West Jackson Blvd.**  
**Chicago, IL 60604-3590**

**Dear Sir/Madam:**

Please be advised that CSX Transportation, Inc. is considering abandonment of a portion of its rail line from Railroad Milepost QSK 3.8 to the end of track at Railroad Milepost QSK 4.0, a distance of 0.2 mile known as the Pekin Running Track in Danville, Vermilion County, Illinois, as depicted on the attached map.

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(i) "Based on consultation with State Water quality officials, state whether the proposed action is consistent with applicable Federal, State or local water quality standards. Describe any inconsistencies."

(iii) "State whether permits under Section 402 of the Clean Water Act 33 U.S.C. 1342 are required for the proposed action."

There are no refueling or maintenance areas within the project area. The removal or repair of CSXT's rail material will be accomplished by use of the right of way for access, along with existing public and private crossings, and no new access roads are contemplated. CSXT does not intend to disturb any of the underlying roadbeds and do not anticipate any dredging or use of fill in the removal or repair of the track material. The crossties and/or other debris will be transported away from the rail line and will not be discarded along the right of way, nor be placed or left in streams or wetlands, or along the banks of such waterways. During track removal or repair, appropriate measures will be implemented to prevent or control spills from fuels, lubricants or any other pollutant materials from entering any watercourses.



600 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3823  
FAX: (904) 279-3892  
E-Mail: Jo\_Burroughs@csx.com

Jo Ann Burroughs  
Manager Network Services

Based upon the above described actions, CSXT would appreciate receiving your concurrence with its position that the proposed project is consistent with applicable Federal, State and local water quality standards, and that no permits under Section 402 are required at this time.

As further information, CSXT will provide a preliminary environmental report in the coming weeks which will outline the scope of the proposed activity and include any comments received from your office. This environmental report can be sent electronically by email or through the United States Postal Service (USPS). Please email Jo\_Burroughs@csx.com if you wish to receive the report electronically. If we do not receive notification, it will be mailed via USPS.

Enclosed is a distribution list of all parties that have been copied on the proposed action. If you have any questions, please feel free to call or email me.

Sincerely,

A handwritten signature in black ink, appearing to read "Jo Ann Burroughs", is written over a printed name.

Jo Ann Burroughs

Attachment

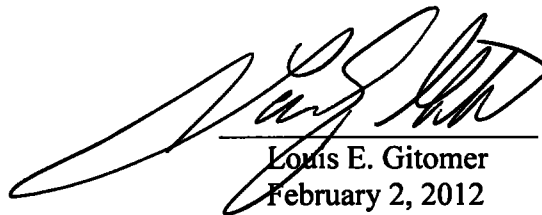


## EXHIBIT D– HISTORIC REPORT

## HISTORIC REPORT CERTIFICATE OF SERVICE

Pursuant to the requirements of 49 C.F.R. § 1105.8(c), the undersigned hereby certifies that a copy of the Historic Report in Docket No. AB-55 (Sub-No. 714X) was mailed via first class mail on January 12, 2012, to the following parties:

Ms. Anne E. Haaker  
Deputy State Historic Preservation Officer  
Preservation Services Division  
Illinois Historic Preservation Agency  
1 Old State Capitol Plaza  
Springfield, Illinois 62701-1507



Louis E. Gitomer  
February 2, 2012

---

# HISTORIC REPORT

---

**CSX TRANSPORTATION, INC.  
Danville, Vermillion County, Illinois  
Docket AB-55 (Sub-No. 714X)**

**1105.7(e)(1)**

**PROPOSED ACTION AND ALTERNATIVES.** Describe the proposed action, including commodities transported, the planned disposition (if any) of any rail line and other structures that may be involved, and any possible changes in current operations or maintenance practices. Also describe any reasonable alternatives to the proposed action. Include a readable detailed map and drawings clearly delineating the project.

CSXT proposes to abandon approximately 0.4 miles of its rail line known as the Pekin Running Track from Railroad Milepost QSK 3.6 to the end of track at approximate Milepost QSK 4.0 in Danville, Vermillion County, Illinois.

The above referenced 0.4-mile line has not generated any originating or terminating freight traffic in over 2 years.

The intention of the proposed action is to salvage the track and accommodate the Illinois Department of Transportation in its plan calling for the removal of the railroad bridge over I-74 to eliminate the height restrictions and to allow for future geometric improvements of the interchanges between US-150 and I-74. Finally, the operations and maintenance of this line will cease.

A map which delineates the proposed project is attached. (See Attachment 1)

- (1) **A U.S.G.S. topographic map (or an alternate map drawn to scale and sufficiently detailed to show buildings and other structures in the vicinity of the proposed action) showing the location of the proposed action, and the locations and approximate dimensions of railroad structures that are 50 years old or older and are part of the proposed action.**

Attached is a copy of an aerial map depicting the line of road and the location of the adjacent highways. The line to be abandoned has

been identified by a heavy red line with black dashes. (See Attachment 2)

The bridge that the state would like to remove is a single-track 2-span steel bridge at Hillery, IL, milepost QSK 3.85, bridge number 89.85, old bridge number 203B. The bridge was designed by Plumb, Tuckett & Pikarsky Engineers in 1958. The bridge is over I-74 near the intersection of US-150. Interstate I-74 is a major northwest-southeast Interstate Highway that runs across the northern portion of the state from the Iowa state line to the Indiana state line just east of Danville, IL. Removal of the bridge will accommodate future geometric improvements to both I-74 and US-150. US-150 runs parallel to I-74 except in Danville, where it runs southwest and intersects with I-74. US-150 begins in Mount Vernon, Kentucky and ends in Moline, Illinois.

There are no additional CSXT-owned structures that are 50 years old or older that may be eligible for listing in the National Register that are part of the proposed action.

- (2) A written description of the right of way (including approximate widths, to the extent known), and the topography and urban and/or rural characteristic of the surrounding area:**

The right of way is located approximately four miles west of the city of Danville, IL in a rural area. The freight right of way width along this right of way is approximately 149.5 feet. The rail line to the west side of the bridge, near QSK 4.0, the track was previously abandoned. Conrail formally abandoned, with the STB, 25.40 miles of right of way under Conrail AB 167 (Sub-No 1161X). Abandonment authority was approved by the STB decision served on February 7, 1997.

- (3) Good quality photographs (actual photographic prints, not photocopies) of railroad structures on the property that are 50 years old or older and of the immediately surrounding area:**

The photographs are of the only bridge structure located within the proposed abandonment project area and are printed on Fuji Film Crystal Archive paper. The views of the bridge were photographed from I-74 and from the top of the bridge. (See attachment 3 & 4)

**(4) The date(s) of construction of the structure(s), and the date(s) and extent of any major alterations, to the extent such information is known:**

There is only one (1) CSXT owned structure on the proposed line segment. The concrete and steel bridge was built in 1958 and is maintained by the state. The concrete crash walls were vertically altered, by the Illinois Department of Transportation in 2008 to raise the height of the walls.

**(5) A brief narrative history of carrier operations in the area, and an explanation of what, if any, changes are contemplated as a result of the proposed action:**

The Danville, Urbana, Bloomington and Pekin Railroad Company were incorporated in 1866, building its rail line from Danville to Pekin and to the eastern boundary of Illinois. This rail line subsequently merged with a line in Indiana to become the Peoria and Eastern Railway Company. (P&E) On February 22, 1890, the P&E entered into a contract in which it surrendered the operation and control of its railroad to The Cleveland, Cincinnati, Chicago and St. Louis Railway Company, a subsidiary of The New York Central Railroad System (NYC). The NYC was formed in 1853 by the consolidation of many small New York state railroads. By 1930, having absorbed other large railroads, the NYC was one of the leading railroads connecting the Eastern seaboard with Midwestern cities. In 1968, the Penn Central Company was formed by merger of the NYC and the Pennsylvania Railroad. By the early 1970s the Penn Central was bankrupt; and in 1976 the U. S. Government created Conrail from Penn Central and five other failed eastern railroads.

CSX Transportation, Inc. and Norfolk Southern Railway acquired Conrail in 1999.

In June 1999, Conrail conveyed to CSXT the line now proposed for abandonment

Upon receiving abandonment authority, Applicant's operations and maintenance over this line will cease.

**(6) A brief summary of documents in the carrier's possession, such as engineering drawings, that might be useful in documenting a structure that is found to be historic:**

Not applicable.

- (7) An opinion (based on readily available information in the railroad's possession) as to whether the site and/or structures meet the criteria for listing on the National Register of Historic Places (36 C.F.R. 60.4), and whether there is a likelihood of archeological resources or any other previously unknown historic properties in the project area, and the basis for these opinions (including any consultations with the State Historic Preservation Office, local historical societies or universities):**

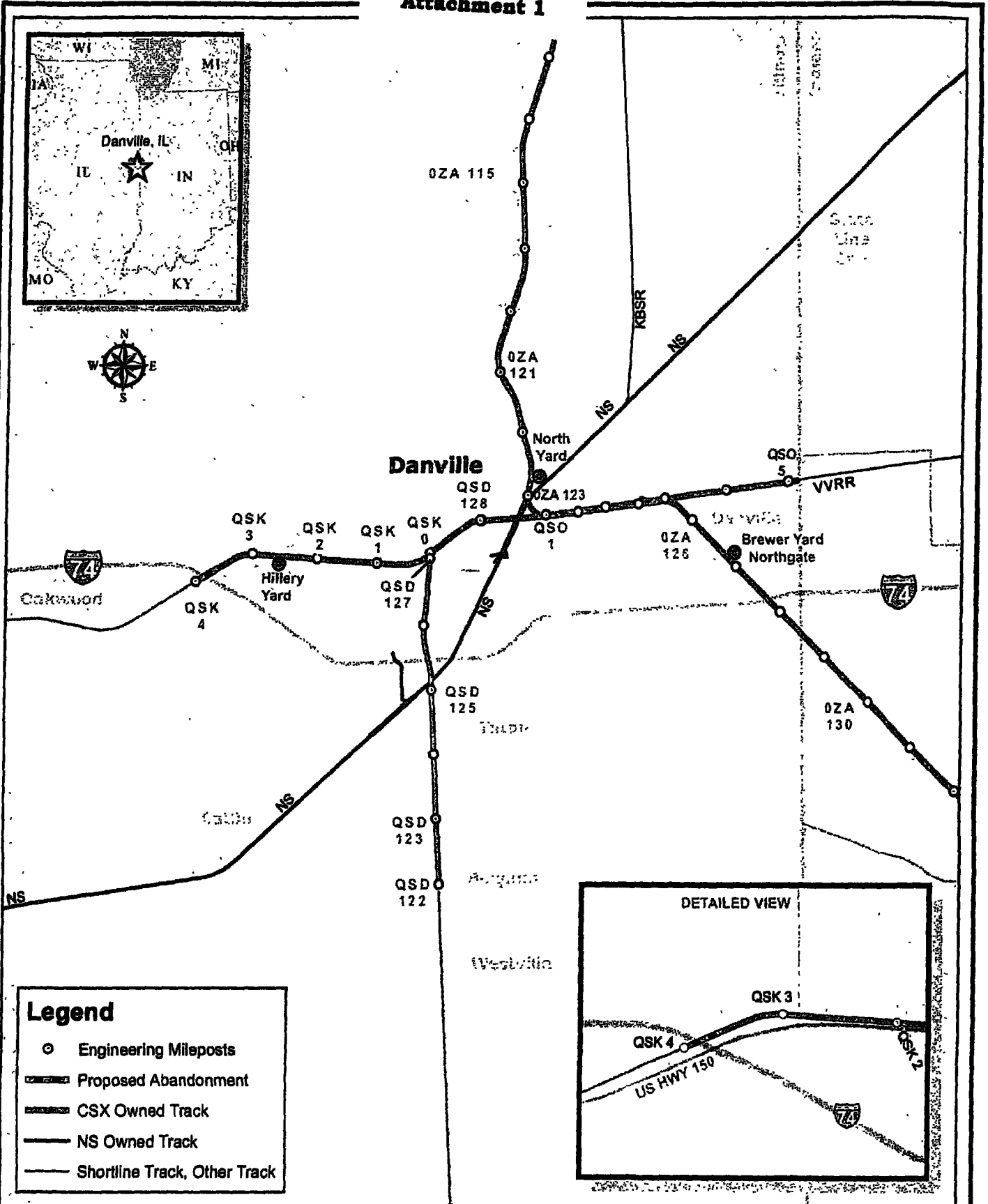
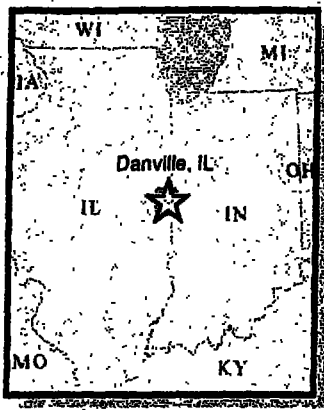
A review of our records indicates there is only one CSXT-owned concrete and metal structure over 50 years old on this line segment. We do not know of any significance or uniqueness to this structure that would warrant your consideration, since to our knowledge, it is not associated with any event that has made a contribution to the broad patterns of history; or was not associated with lives of persons significant to our past; does not embody the distinctive characteristics of a type, period or method of construction; and does not represent a significant and distinguishable entity whose components may lack individual distinction and have not or may not be likely to yield information important in prehistory or history. We believe that structure is not eligible for listing in the National Register because it is a highway overpass whose structural integrity has been altered by the ILDOT under its maintenance responsibility.

We do not know of any archeological resources or any other previously unknown historic properties in the project area.

- (8) A description (based on readily available information in the railroad's possession) of any known prior subsurface ground disturbance or fill, environmental conditions (naturally occurring or man-made) that might affect the archeological recovery of resources (such as swampy conditions or the presence of toxic wastes), and the surrounding terrain.**

The line was disturbed during construction by cuts and fill and any archeological resources that may have been located in the proposed project area would have been affected at that time versus during the proposed salvage operations associated with rail removal. Our records do not indicate that any swampy conditions exist or that any hazardous material spills have occurred within the project area.

# Attachment 1



## Legend

- Engineering Mileposts
- Proposed Abandonment
- CSX Owned Track
- NS Owned Track
- Shortline Track, Other Track



Creation Date: June 21, 2011  
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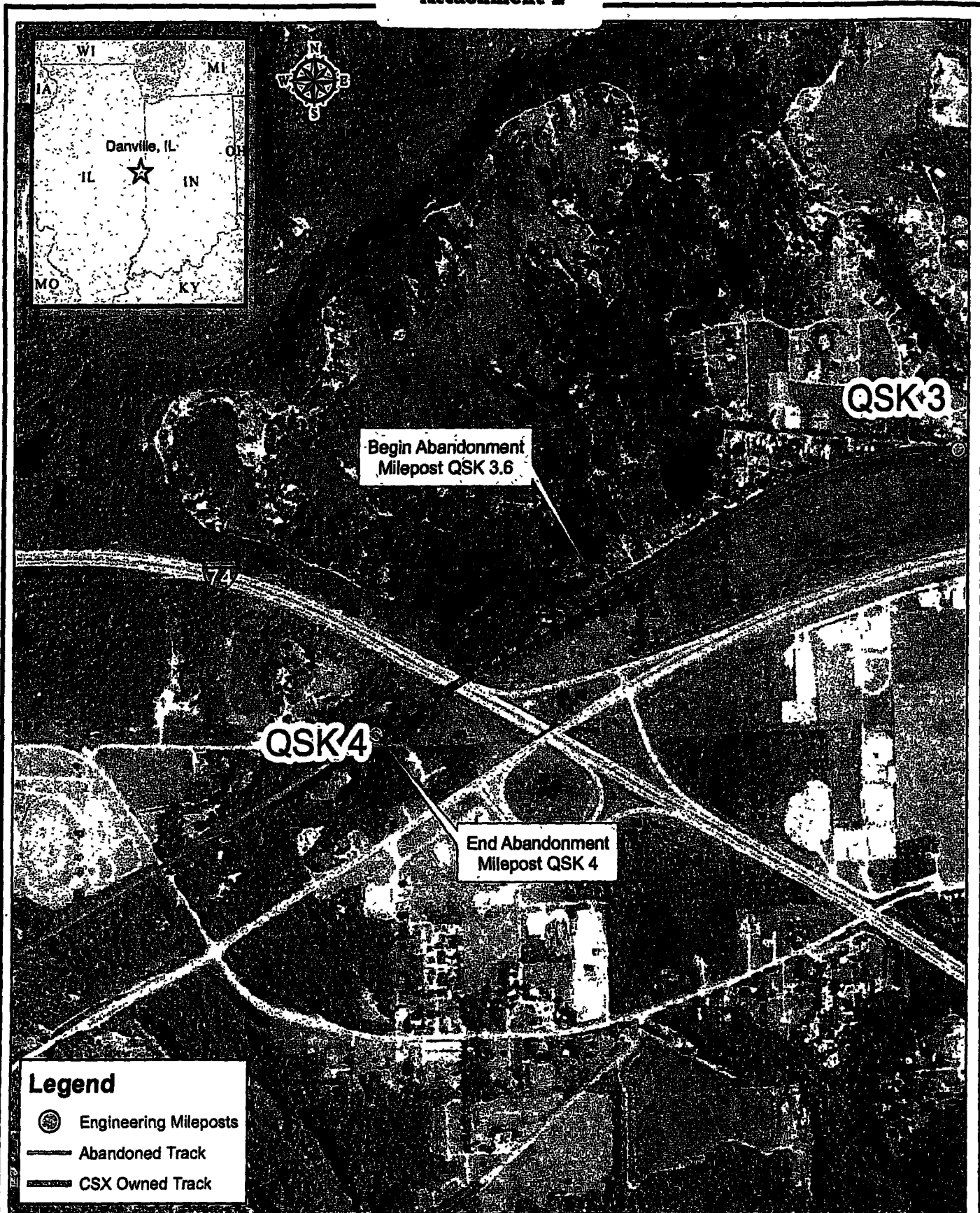
## CSX Transportation, Inc. Proposed Abandonment Chicago Division-Woodland Subdivision

**QSK 3.6 to QSK 4**  
**Total Distance of 0.4 Mile**  
**Danville, Vermilion County, Illinois**  
**STB Docket No. AB 55 (Sub-No. 714X)**

0 2  
 Miles

CSX Real Property, Inc.  
 IL-183-1046482

# Attachment 2



Creation Date: June 21, 2011  
SPINIL17UL183183-0082IL-183-1048482

## CSX Transportation, Inc. Proposed Abandonment Nashville Division - Danville Terminal Subdivision

**QSK 3.6 to QSK 4**  
Total Distance of 0.2 Mile  
Danville, Vermilion County, Illinois  
STB Docket No. AB 55 (Sub-No. 714X)

0 1,000  
Feet

CSX Real Property, Inc.  
IL-183-1048482



### Attachment 3

CSX Transportation, Inc.  
Proposed Line Abandonment, Danville, Vermilion County, Illinois  
STB Docket No. AB 55 (Sub-No. 714X)

Single track 2-span steel bridge at Hillery, IL. Bridge number 89.85. This view is from I-74 looking southeast.



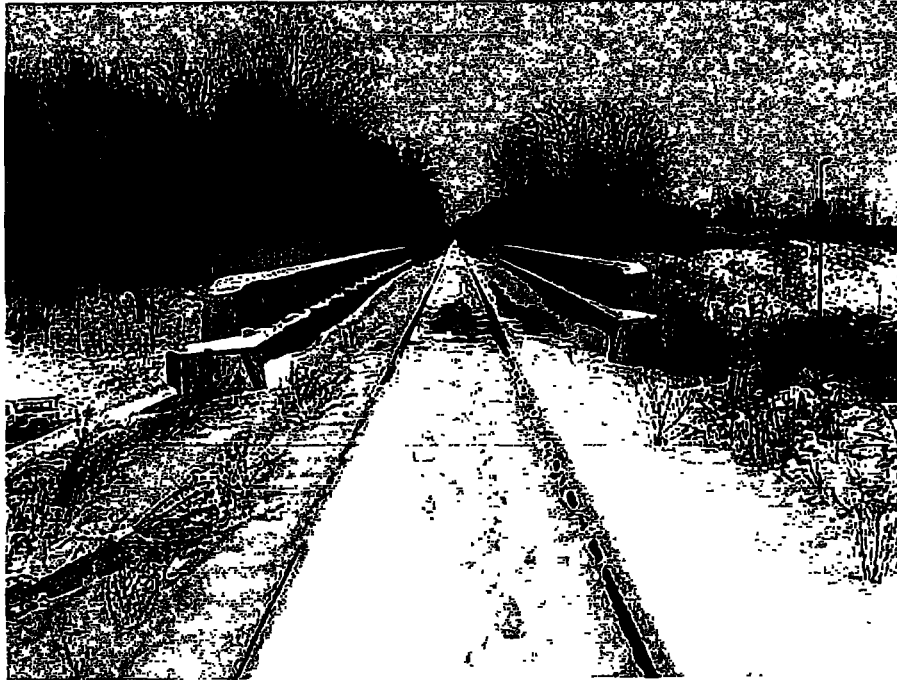
Bridge 89.85. This view is from I-74 looking northwest.



Attachment 4

CSX Transportation, Inc.  
Proposed Line Abandonment, Danville, Vermilion County, Illinois  
STB Docket No. AB 55 (Sub-No. 714X)

Single track 2-span steel bridge at Hillery, IL. Bridge number 89.85. This view is from the top of the bridge looking northeast.



Bridge 89.85. This view is from the top of the bridge looking southwest.



## **EXHIBIT F—COLOR EXHIBITS**



# Attachment 1



## Legend

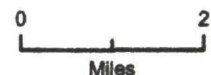
- Engineering Mileposts
- Proposed Abandonment
- CSX Owned Track
- NS Owned Track
- Shortline Track, Other Track



Creation Date: June 21, 2011  
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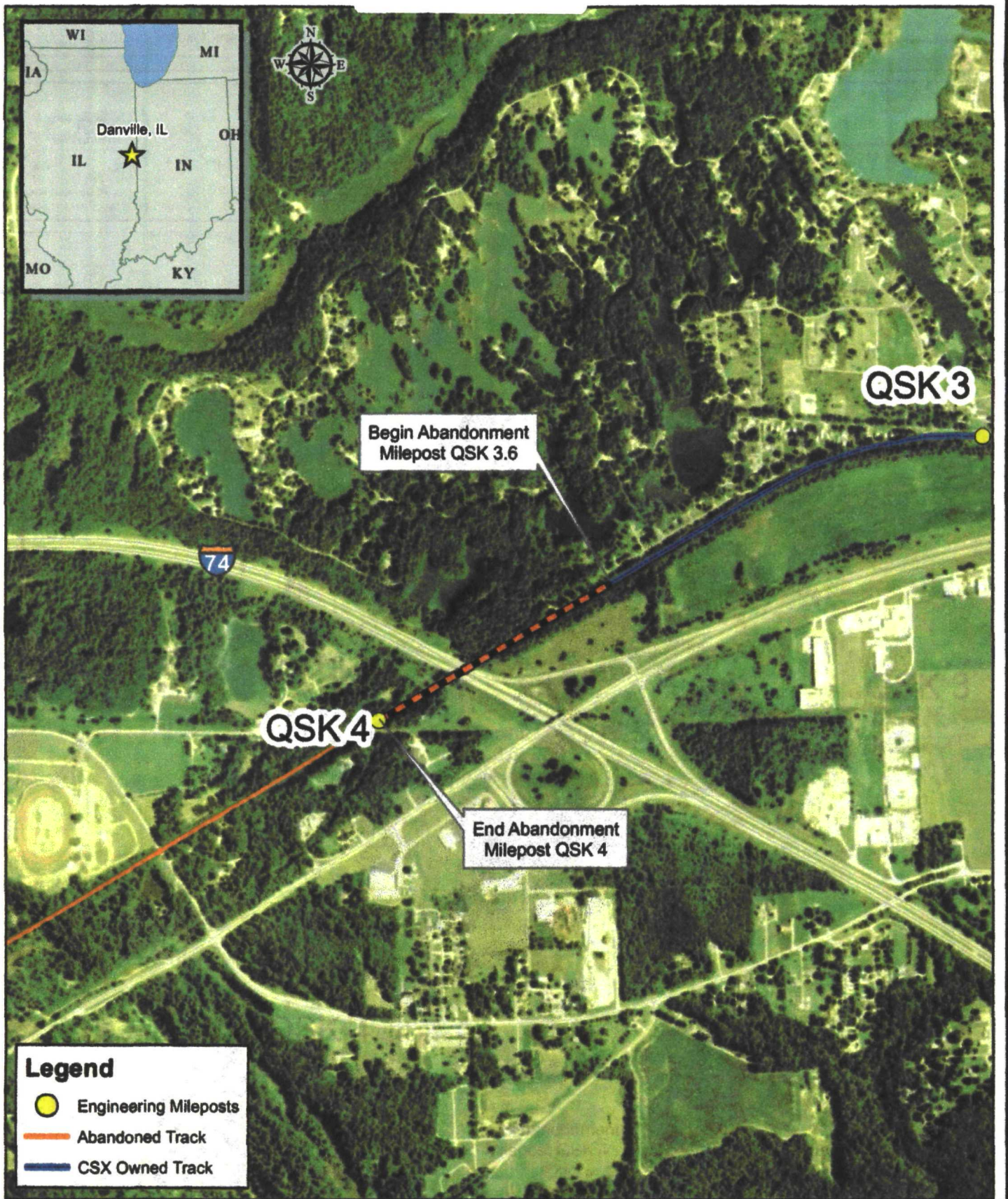
## CSX Transportation, Inc. Proposed Abandonment Chicago Division- Woodland Subdivision

**QSK 3.6 to QSK 4**  
**Total Distance of 0.4 Mile**  
**Danville, Vermilion County, Illinois**  
**STB Docket No. AB 55 (Sub-No. 714X)**



CSX Real Property, Inc.  
IL-183-1046492





Creation Date: June 21, 2011  
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**CSX Transportation, Inc. Proposed Abandonment  
Nashville Division - Danville Terminal Subdivision**

**QSK 3.6 to QSK 4  
Total Distance of 0.4 Mile  
Danville, Vermilion County, Illinois  
STB Docket No. AB 55 (Sub-No. 714X)**

0 1,000  
Feet

CSX Real Property, Inc.  
IL-183-1046492



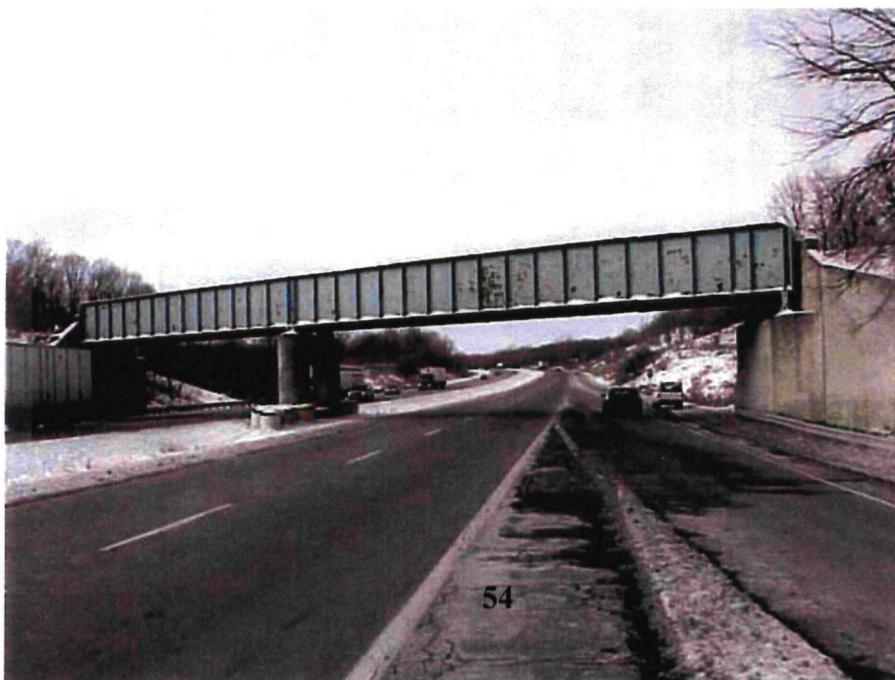
### Attachment 3

CSX Transportation, Inc.  
Proposed Line Abandonment, Danville, Vermilion County, Illinois  
STB Docket No. AB 55 (Sub-No. 714X)

Single track 2-span steel bridge at Hillery, IL. Bridge number 89.85. This view is from I-74 looking southeast.



Bridge 89.85. This view is from I-74 looking northwest.



Attachment 4

CSX Transportation, Inc.  
Proposed Line Abandonment, Danville, Vermilion County, Illinois  
STB Docket No. AB 55 (Sub-No. 714X)

Single track 2-span steel bridge at Hillery, IL. Bridge number 89.85. This view is from the top of the bridge looking northeast.



Bridge 89.85. This view is from the top of the bridge looking southwest.

